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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/054,052	01/22/2002	Timothy A. Lee	1717 SPRI	4031

32423 7590 08/19/2004

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EXAMINER

RONES, CHARLES

ART UNIT	PAPER NUMBER
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2175

DATE MAILED: 08/19/2004

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Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/054,052

Applicant(s)

LEE ET AL.

Examiner

Charles L. Rones

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 22 January 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-21 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Objections

Claims 8-9 and 18-19 are objected to because of the following informalities: Claims 8-9 are independent claims attempt to incorporate other limitations of other independent claims. Claims 18-19 are independent claims attempt to incorporate other limitations of other dependent claims. All of these claims should be written to include all of their own limitations, which should be written out. Appropriate correction is required.

Claim Rejections - 35 USC § 102

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology Technical Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting directly or indirectly from an international application filed before November 29, 2000. Therefore, the prior art date of the reference is determined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

Claims 1-21 are rejected under 35 U.S.C. 102(e) as being anticipated by Schwartz et. al. U.S. Patent No. 2002/0099686 ('Schwartz').

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Schwartz discloses:

As to claims 1, 8 and 9,

obtaining one or more raw informational (deemed to be data, as the particular type of data given little patentable weight, as data is deemed to items from a data source); See [0029]; Fig. 1;

creating a derived version of said raw informational items; See [0029]; Fig. 1;

writing said derived version into a production data store wherein the production data is deemed to be data, as the particular type of data given little patentable weight, as data is deemed production data and data interpreted broadly includes all data ; See [0029]; Fig. 1; and

validating said derived version against said raw informational items; See [0029]; Fig. 1.

As to claim 2,

wherein said creation of derived version includes temporarily storing and parsing said raw informational items wherein the validation data is deemed to be temporarily stored and rewritten over as new information stored in browser pages are extracted when executing a new comparison for that patient is run; See [0029]; Fig. 1.

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As to claim 3,

wherein said raw informational items are temporarily stored in a first table prior to being parsed, and wherein said derived version of said raw informational items is temporarily stored in a second table; See [0029]; Fig. 1.

As to claim 4,

wherein said validation includes comparing said first temporary storage table with said second temporary storage table; See [0029]; Fig. 1.

As to claim 5,

wherein said production data store is one that is accessible to end users of the network; See [0029]; Fig. 1.

As to claim 6,

wherein said data source exists at a vendor's location wherein a remote location is deemed to include all user remote user locations including a vendor's location; See {0031-0032}; [0035].

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As to claim 7,

wherein said production data store includes at least one of a product table, a category table, a content table, a style table, a discount table, and a pricing table, wherein the type of table is deemed to be any table, as the particular type of table given little patentable weight and the table is deemed to include any of the tables listed; See [0029]; [0035].

As to claim 10,

a transferring component which transfers one or more raw informational items from a vendor's data source to an e-Store location, wherein transferring information from a vendor's data source (remote) to an e-Store location (any other location) is deemed to be included wherein the computer is transferring data from other computers on the network to other computer on the network, and would include any computer as well as an e-Store location; See [0029]; [0030-0033].

As to claim 11,

a parsing component for parsing said one or more informational items into a plurality of data storage tables representing attributes (information 'fields'/variables) of said one or more informational items; See [0029]; [0035-0039].

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Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charles L. Rones whose telephone number is 703-306-3030. The examiner can normally be reached on Monday-Thursday 8am-4pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dov Popovici can be reached on 703-305-3830. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Charles L. Rones
Primary Examiner
Art Unit 2175

July 13, 2004